



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

01162006

TEXAS INSTRUMENTS INCORPORATED  
P O BOX 655474, M/S 3999  
DALLAS TX 75265

**MAR 01 2006**

In re Application of	:	
PAN et al.	:	DECISION ON PETITION
Application No. 09/998,606	:	
Filed: November 30, 2001	:	
Attorney Docket No. TI-31192	:	

This is a decision on the petition filed April 12, 2004, requesting that the holding of abandonment in the above-identified application be withdrawn.

The petition to withdraw the holding of abandonment is GRANTED.

A non-final Office action was mailed July 28, 2003, setting a three-month shortened statutory period for filing a response. In the absence of a response, the application was held abandoned and a Notice of Abandonment was mailed February 27, 2004.


Petitioner asserts that an Amendment and Request for Extension of Time were timely filed by facsimile transmission on January 27, 2004. To support the assertion, petitioner submitted 1) a copy of the response entitled "Request for Reconsideration under 37 C.F.R. § 1.111," 2) a copy of the Certificate of Transmission under 37 C.F.R. § 1.8(a) dated January 27, 2004, 3) a copy of the Auto-Reply Facsimile Transmission Report from the USPTO and 4) a copy of the sending unit's report confirming successful transmission of seven pages.

The review of the application file reveals that the response entitled "Request for Reconsideration under 37 CFR1.111" was received and matched with the file. However, the response was not noticed by either the examiner or the technical support staff and consequently the application was held to be abandoned. The application is not abandoned in fact.

For the above reasons, the Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn. Inconvenience to petitioner is regretted.

The application file is being forwarded to the technical support staff for processing the response to the July 28, 2003 Office action. From there, it will be returned to the examiner for further prosecution.

Questions regarding this decision should be directed to Jose' G. Dees at 571-272-1569.



James L. Dwyer, Director  
Technology Center 2800  
Semiconductors, Electrical and Optical  
Systems and Components